

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James M. Tour
Serial No: 10/561,712
Filing Date: June 23, 2004
Group Art Unit: Unknown
Confirmation No: 1030
Title: *Elastomers Reinforced with Carbon Nanotubes*

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.
§ 371**

In response to the Notification of Missing Requirements Under 35 U.S.C. § 371, dated January 26, 2007 with a two-month shortened response deadline of March 26, 2007. Applicant hereby request a three-month extension of time as set forth under the provisions of 37 CFR 1.136(a) to provide a response. Please find enclosed the following documents:

1. Declaration signed by all inventors, and
2. A copy of the Notice to File Missing Parts of Application.

A required surcharge fee of \$65.00 along with the three month extension of time fee of \$510 should be charged to the Winstead Sechrest & Minick P.C. Deposit Account No. 23-2426. Applicant does not believe that any other fees are due at this time. However, if this is incorrect, the Commissioner is hereby authorized to charge any additional fees which may be required by this paper to Deposit Account No. 23-2426 (referencing matter 11321-P069WOUS).

Respectfully submitted,
WINSTEAD PC

Date: June 7, 2007



Robert C. Shaddox, Reg. No. 34,011

Please address correspondence to:

Winstead PC
P.O. Box 50784
Dallas, Texas 75201
Telephone: (713) 650-2764
Facsimile: (214) 745-5390

Houston_1\902423\1
11321-P069WOUS 6/6/2007



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: 1500 P. O. BOX 1450
 P. O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U. S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/561,712	James M. Tour	11321-P069WOUS

47744
 ROSS SPENCER GARSSON
 WINSTEAD SECHREST & MINICK P.C.
 P. O. BOX 50784
 DALLAS, TX 75201

RECEIVED ON

JAN 29 2007

BY WINSTEAD

INTERNATIONAL APPLICATION NO.

PCT/US04/20108

I.A. FILING DATE PRIORITY DATE

06/23/2004 06/23/2003

CONFIRMATION NO. 1030

371 FORMALITIES LETTER



OC00000022177537

Date Mailed: 01/26/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/21/2005
- Copy of the International Search Report filed on 12/21/2005
- Request for Immediate Examination filed on 12/21/2005
- U.S. Basic National Fees filed on 12/21/2005
- Priority Documents filed on 12/21/2005
- Specification filed on 12/21/2005
- Claims filed on 12/21/2005
- Abstracts filed on 12/21/2005
- Drawings filed on 12/21/2005

DOCKETED ON

JAN 30 2007

By: RMT

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/561,712	PCT/US04/20108	11321-P069WOUS

FORM PCT/DO/EO/905 (371 Formalities Notice)